

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
WESTERN DIVISION

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Mel Marin and Jordana Bauman,

Plaintiffs,

Civil 5:19-cv-5057-JLV

vs.

Wells Fargo Bank, N.A. and  
Clear Recon Corporation,

Wells Fargo's Motion to  
Dismiss

Defendants.

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Defendant Wells Fargo Bank, N.A. moves the Court for an order under Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing Plaintiffs' claims.

The motion will be made upon all the files, records and proceedings in this action. A more particular statement of the grounds for this Motion is set forth in Wells Fargo's Memorandum in Support of Motion to Dismiss and Declaration of Charles Webber filed contemporaneously and served in accordance with the Local Rules of this Court.

Dated this 8<sup>th</sup> day of September, 2020.

GUNDERSON, PALMER, NELSON &  
ASHMORE, LLP

/s/ J. Crisman Palmer  
J. Crisman Palmer  
506 Sixth Street  
P.O. Box 8045  
Rapid City, SD 57709  
Telephone: (605) 342-1078  
E-mail: [cpalmer@gpna.com](mailto:cpalmer@gpna.com)  
Attorneys for Defendant Wells Fargo Bank,  
N.A.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 8th day of September, 2020 the foregoing document was filed electronically with the Clerk of Court through ECF; and I caused a copy of the foregoing document (and the notice of electronic filing, if filed electronically) to be mailed by first class mail, postage paid, to the following:

Pro Se Plaintiffs:

Jordana Bauman  
415 Laurel Street  
Front PMB 440  
San Diego, CA 92101

Mel Marin  
Box 710561  
San Diego, CA 92171

/s/ J. Crisman Palmer

J. Crisman Palmer